

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
MIDLAND/ODESSA DIVISION**

VIRTAMOVE, CORP.,

Plaintiff,

v.

AMAZON.COM, INC.; AMAZON.COM  
SERVICES LLC; AND AMAZON WEB  
SERVICES, INC.,

Defendant.

Case No. 7:24-CV-00030-DC-DTG

**JURY TRIAL DEMANDED**

**DECLARATION OF DANIEL KOLKO IN SUPPORT OF PLAINTIFF  
VIRTAMOVE, CORP.'S REPLY IN SUPPORT OF  
PARTIAL MOTION TO DISMISS**

I, Daniel B. Kolko, declare and state as follows:

1. I am a member of the State Bar of California and an attorney at the firm of Russ August & Kabat, counsel of record for Plaintiff VirtaMove, Corp. in the above-captioned action. I submit this declaration in support of Plaintiff's Partial Motion to Dismiss. I have personal knowledge of the facts set forth herein, and if called upon to testify, could and would testify competently thereto.

2. Attached as Exhibit 4 is a true and correct copy of <https://aws.amazon.com/federal/defense/>.

I declare under penalty of perjury pursuant to the laws of the United States that the foregoing is true and correct.

Executed on November 14, 2024 in Los Angeles, California.

/s/ Daniel B. Kolko  
Daniel B. Kolko